IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

THURSDAY, THE 8TH MARCH 2007 / 17TH PHALGUNA 1928

WP(C).No. 4955 of 2007(S)

AGAINST THE ORDER IN IA 3195 2006 IN OP.1282/2006 of FAMILY COURT,THRISSUR

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PETITIONER:

DEEPA, EZHUVATHRA HOUSE,
W/O.MANOHARAN, VELLANGALORE VILLAGE,
VALLIVATTOM DESOM, MUKUNDAPURAM TALUK,
THRISSUR DISTRICT.

BY ADV. SRI.T.N.MANOJ

RESPONDENTS:

MANOHARAN @ MANOJ KUMAR,
S/O.NAYARUKULATHINGAL KUMARAN,
AAMANDOOR DESOM, SREENARAYANA PURAM VILLAGE
KODUNGALLUR TALUK.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & K.T.SANKARAN, JJ.

W.P.(C)No.4955 of 2007

Dated 8th March, 2007.

J U D G M E N T

Kurian Joseph, J.

Petitioner is the respondent-wife in O.P.No.1282/06 on the file of the Family Court, Thrissur. The husband filed the stay petition seeking a decree of permanent prohibitory injunction against the wife. According to the petitioner, it is the matrimonial house. As per Ext.P1 order in I.A.No.3195/06, the Family Court granted an ex parte temporary injunction. All that the petitioner wants is only a disposal of I.A.3195/06. Petitioner has already filed a counter statement. It is seen from the report gathered through the registry that the case is posted to 11.4.2007. According to the petitioner, the husband has already left for Gulf and he is not likely to return shortly. Apparently, the Family Court posted the I.A. along with O.P.No.1282/06, since both sides did not allegedly cooperate with the counselling. According to the petitioner, she was always present and it is the husband, who was not present. Be that as it may, in the nature of the relief prayed for by the petitioner, we are of the view that the petitioner is entitled to have an expeditious disposal of I.A.No.3195/06.

Accordingly, we dispose of the writ petition, directing the Family Court, Thrissur to dispose of I.A.3195/06, within one month from the date of production of a copy of this judgment.

KURIAN JOSEPH, JUDGE.

K.T.SANKARAN, JUDGE.

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KURIAN JOSEPH & K.T.SANKARAN, JJ

L.A.A. NO. OF 2004

J U D G M E N T

Dated 8th March, 2007.